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July 8, 2024

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### Via ECF and Electronic Mail

The Honorable Vincent F. Papalia  
United States Bankruptcy Judge  
District of New Jersey  
50 Walnut Street, Courtroom 3B  
Newark, New Jersey 07102

Re: **Bed Bath & Beyond, Inc.,**  
**Case No. 23-13359 (VFP)**  
**Joint Status Report - Stay Relief Motions and**  
**Personal Injury Claim Estimation and Resolution**  
**Procedures Motion**

Dear Judge Papalia:

This firm represents Michael Goldberg in his capacity as the Plan Administrator (the “Plan Administrator”) to 20230930-DK-Butterfly-1, Inc. (f/k/a Bed Bath & Beyond, Inc.). This correspondence is in furtherance of Your Honor’s request for a joint status report in connection with the parties progress in formulating Estimation Procedures<sup>1</sup> in connection with personal injury claims.

Per Your Honor’s direction, the parties, including (i) the Plan Administrator, (ii) movant Alfred Zeve, (iii) movants Penelope Duczkowski and Joseph Duczkowski, and (iv) Safety National Casualty Corp., each by and through their respective counsel (collectively (i)-(iv), the “Parties”), have worked collaboratively over the last several weeks in preparing a comprehensive set of alternative dispute resolution procedures, specifically designed to address personal injury claims. While not yet complete, the Parties hope to finalize these procedures and have them on file before the end of July.

<sup>1</sup> Capitalized terms not defined herein shall have the same meaning ascribed to them in the May 30, 2024, correspondence to the Court, filed at Docket No. 3304, or as otherwise provided herein.



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The Court has provided July 23, 2024, at 2:30 p.m. as a status conference on the Estimation Procedures and as a carry date on the Motions.

Respectfully submitted,

*/s/ Paul J. Labov*

Paul J. Labov

PJL

cc: Michael I. Goldberg, Esq. (*via email*)  
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